

1 Edward T. Weber, #194963

2 **LAW OFFICES OF EDWARD T. WEBER**

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6 Attorney for Secured Creditor and Defendants

7 Brilena. Inc. as to an undivided 31.2500% interest, Michael Bumbaca and Adele Bumbaca
8 Husband and Wife as Joint Tenants as to an undivided 43.7500% interest, First Regional Bank,
as Custodian FBO Robert Pastor IRA Acct. No. 051236, as to an undivided 25.000% interest

9 **UNITED STATES BANKRUPTCY COURT**

10 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

12 In Re) Case No.: 23-10947

13 Sonia Lopez,) *Chapter 13*

14 Debtor.) Adv. Case No: 23-01039

16 Sonia Lopez,) **DECLARATION OF EDWARD T.**
17) **WEBER REGARDING CAPITAL**
18 Plaintiff,) **BENEFIT MORTGAGE, INC. IN**
19 -vs-) **RESPONSE TO THE COURT'S ORDER**
20 Unified Mortgage Service, Inc.; and Brilena,) **FOR CORPORATE DISCLOSURE AND**
21 Inc.; and Michael Bumbaca and Adele) **ORDER TO SHOW CAUSE**

21 Bumbaca; Equity Trust Company Successor in)
22 Interest to First Regional Bank as Custodian) Date: November 30, 2023
23 FBO Robert Pastor IRA Act. No. 051236; and) Time: 11:00 a.m.
24 Equity Trust Company as Custodian FBO) Place: Courtroom 11 (Judge Niemann)
25 Charles A. Gurule Jr. IRA Account #T058685;)
26 and Robert C. Edwards and Equity Trust)
27 Company Custodian FBO Robert B. Pastor)
28 IRA Account #T058686; and Capital Benefit)
Mortgage, Inc.)
Defendants.)

1 I, Edward T. Weber, hereby declare:

2 1. I am over the age of 18 years and not a party to this action. The following facts are true
3 and correct as to my own personal knowledge and/or belief and if called to testify as a witness in
4 Court, I could and would testify competently thereto. I am an attorney at law duly licensed to
5 practice in all courts in the State of California and admitted to the United States District Court,
6 Eastern District of California. I am attorney of record only for the Defendants as listed above.

7 2. On October 19, 2023, I prepared, filed and served an Answer to the Complaint on behalf
8 of all of the Defendants in this action (Doc #7). When doing so, I made an editing mistake and
9 failed to include a direct response to the allegations to the Complaint. This was brought to my
10 attention by Plaintiff's counsel who sent me an email about it. In reviewing the document and
11 realizing that error, I also noticed that I inadvertently included Capital Benefit Mortgage, Inc. in
12 the Answer. Capital Benefit Mortgage, Inc. should not have been included. I represent all of the
13 Defendants in the action except Capital Benefit Mortgage, Inc.
14

15 3. On October 20, 2023, I prepared, filed and served an Amended Answer (Doc #9) which
16 was meant to replace the original Answer and to address these two items. The Amended Answer
17 does not include Capital Benefit Mortgage, Inc. as I do not represent that Defendant in this
18 action. I withdraw all reference to representing Capital Benefit Mortgage, Inc. as represented in
19 the original Answer, which was an inadvertent error on my part. It is my understanding that the
20 corporation is no longer active and is suspended and is currently no longer operating or doing
21 business. I did not mean to include them in the Answer. I have no information whether or not
22 that corporation was served with the Summons and Complaint or if it is otherwise represented by
23 counsel, or intends to file a response to the Complaint in this case.
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1 4. With respect to the Order for Corporate Disclosure and the Order to Show Cause, I do not
2 have any information regarding the corporation, or any corporate ownership. And because I do
3 not represent that Defendant, I will not be filing anything further concerning those disclosures in
4 this action. Since the Answer was amended to omit Capital Benefit Mortgage, Inc., and the
5 Amended Answer essentially replaced the original Answer, Capital Benefit Mortgage, Inc. has
6 not technically appeared in this action, and may be subject to default by the Plaintiff.
7

8 I declare under penalty of perjury under the laws of the State of California and the United
9 States of America that the foregoing is true and correct. Executed this 10th day of November,
10 2023 at Tustin,
11 California.


Edward T. Weber

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